COTTON CHATS

DRAPER COMPANY, HOPEDALE, MASS.

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TRADE-MARK REG. U.S. PAT. OFF.

HOPEDALE, MASS.

NO. 146. DECEMBER, 1914.

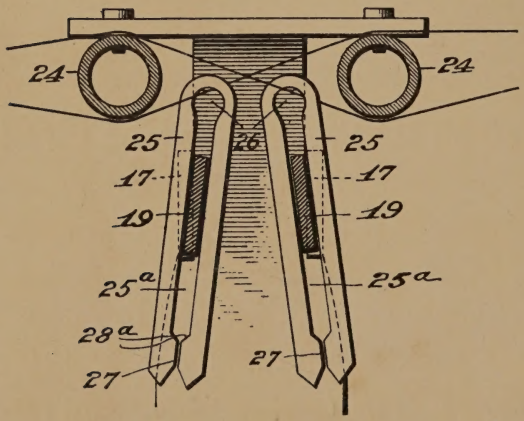
FINAL DECISION IN IMPORTANT PATENT LITIGATION

In our "Cotton Chats," dated February 1910, April 1911, July 1912, July 1913, and May 1914, we called attention to the suit on Coldwell & Gildard reissue patent, No. 11,923, for an improvement in warp stop-motions for looms, brought against The Stafford Company by the Coldwell-Gildard Company and its exclusive licensees, the Draper Company and the Crompton & Knowles Loom Works.

The importance of this litigation is shown by the fact that it has been twice before the District Court and twice before the United States Court of Appeals for the First Circuit. Moreover, after the Court of Appeals, on May 1, 1914, had affirmed the validity of claim 23 of this patent, The Stafford Company applied for a rehearing, which the court refused, and then petitioned the Supreme Court of the United States to revise the decision of the Court of Appeals, which petition was refused on October 26, 1914.

This Finally Establishes The Validity of the Patent.

Fig. 5.



We annex a portion of a drawing of the patent, showing the patented arrangement of the drop-bars (drop-wires) hung on the lower shade of the warp-threads, so as to minimize chafing of the threads by the drop-bars. The original opinion of the District Court rightly said:

"The very extensive use of these devices, and especially their use on fine and delicate fabrics, shows that the refinement was of practical value and a substantial advance in the art."

WE AGAIN WARN THE TRADE

that the rights granted by this patent, and now finally established, will be enforced against all persons who unlawfully appropriate the patented invention.

The Stafford Company has been under injunction, forbidding it to make, use or sell this invention, since the decree of the District Court on August 7, 1913, but we have reason to believe that the patented arrangement is still employed in many Stafford Looms; and, as we have repeatedly notified the trade of our rights since the beginning of this long-contested litigation, we shall feel obliged to enforce these rights without further notice and prevent the further unlicensed use of this valuable invention.

It will be understood that it is just as much an infringement to use a patented invention as to make or sell the same.

OUR 1915 CALENDARS

were mailed early and should have reached their destination before the crush mails of the holidays.

Memorandum book inserts for 1915 were mailed under full letter postage with request to be returned by local postmaster if not delivered.

Our mailing lists for the above are intended to include cotton mill officials and overseers of the various departments using goods of our manufacture.

We again request parties who wish to receive our Cotton Chats and other printed material to notify us of changes in address or official position.

THE YEAR 1914

has left a record of general adverse conditions in cotton manufacturing which were made still worse by the European war.

Hoping for better times in 1915

we wish our readers one and all

A Happy and Prosperous

New Year